

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servant - Tribal Welfare Department - Allegations of corruption against Sri Balivada Venkata Haragopala Rao, S/o Late Rajagopala Rao, 35 years, Senior Assistant, Office of the Deputy Director, Tribal Welfare, ITDA, Seethampeta, Srikakulam District - Prosecution Sanction Orders under the prevention of corruption Act - Issued.

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TRIBAL WELFARE (Ser.A2) DEPARTMENT

G.O.MS.No. 20

Dated: 16-02-2016

O R D E R:

Whereas, Sri Balivada Venkata Haragopala Rao, S/o late Rajagopala Rao, Senior Assistant, Office of the Deputy Director, Tribal Welfare, ITDA, Seethampeta, Srikakulam District worked as such from 05.10.2012 to 25.11.2014. By virtue of the post held by him, he falls within the category of public servant as defined under section 2 (c ) of the Prevention of Corruption Act-1988 (Act-49 of 1988).

2. And whereas, the summary allegations against Sri Balivada Venkata Haragopala Rao are that Sri Savalasingu Lakshmana Swamy was retired from service as Cook, Tribal Welfare Boys Hostel, Bhamini on 30.06.2014. He has to get the GPF final Payment, GIS and Leave Encashment amounts. In the month of August, 2014, he applied for sanctioning of GPF final payment, GIS and Leave Encashment in the ITDA office, Seethampeta. But he had not received any of the above three amounts. Hence he approached Senior Assistant, Sri B. Venkata Haragopala Rao many times and asked regarding his bills for which he replied that he was busy and he would complete his work. On 21.11.2014 & on 24.11.2014 also when he met Sri B. Venkata Haragopala Rao, in his office and asked regarding his bills, Sri Haragopal asked him to pay an amount of Rs. 5,000/- as bribe and firmly stated that otherwise he would not process the files and would not get the signatures of the Deputy Director on the bills of GPF final payment, GIS and Leave Encashment. Though Sri Lakhmana Swamy pleaded that as he was retired, he cannot give any money, Sri Venkata Haragopala Rao insisted for bribe to attend his work. Sri Haragopal also asked him to bring and give the bribe amount of Rs. 5,000/- at his office on 25.11.2014. As he has no other option, he agreed to give the bribe amount to Sri Haragopal. As he was not willing to pay the bribe amount, he submitted a written report to DSP, Anti Corruption Bureau, Srikakulam Range on 24.11.2014 at 1300 hrs requested to take action against Sri Balivada Venkata Haragopala Rao. The DSP, Anti Corruption Bureau, Srikakulam Range after observing the due procedure, registered the same as a case in Cr.No.05/RCT-ACB-SKL/2014 U/Sec 7 of the Prevention of Corruption Act, 1988, on 25.11.2014 and took up investigation and laid trap against Sri Venkata Haragopala Rao.

3. And whereas, it is further alleged that during the course of trap on 25.11.2014 about 15.00 Hrs. Sri Balivada Venkata Haragopala Rao was trapped when he further demanded. He took Sri Lakshmana Swamy to outside and accepted the bribe amount of Rs. 5000/- from him, at the open place in front of office building of Deputy Director, Tribal Welfare, Seethampeta, Srikakulam, with his right hand counted with both hands and kept the amount in his trouser's right side back pocket with his right hand.

4. And whereas, during the post trap proceedings, both hand fingers of Sri Balivada Venkata Haragopala Rao, inner linings of the right side back pocket of pants of Haragopala Rao where the tainted amount was kept were yielded positive results when they were subjected to chemical test. The tainted amount, trouser of Sri Balivada Venkata Haragopala Rao and resultant solutions were seized by the DSP, Anti Corruption Bureau Srikakulam Range duly attested by him and mediators. Further the

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DSP, Anti Corruption Bureau, Srikakulam Range seized connected records from the Office of the Deputy Director, Tribal Welfare, ITDA, Seethampeta, Srikakulam District under the cover of mediators Report-II. He examined witnesses and prepared rough sketch of scene of offence.

5. And whereas, the above said acts of Sri Balivada Venkata Haragopala Rao, S/o late Rajagopala Rao, Senior Assistant, Office of the Deputy Director, Tribal Welfare, ITDA, Seethampeta, Srikakulam District constitute the offences punishable under section 7 and sub section (2) of section 13 read with Clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, -1998 (Act 49 of 1988).

6. And Whereas, the Government of Andhra Pradesh, being the competent authority to remove the said Sri Balivada Venkata Haragopala Rao, S/o late Rajagopala Rao, Senior Assistant, Office of the Deputy Director, Tribal Welfare, ITDA, Seethampeta, Srikakulam District from Government service and after fully and carefully examining the material (i.e. FIR, mediators reports, statements of witnesses, made up files, explanation of Sri B. Venkata Haragopala Rao and final report of Director General, Anti Corruption Bureau) placed before them, with regard to the said allegations and having regard to the circumstances of the case considered that Sri Balivada Venkata Haragopala Rao, S/o late Rajagopala Rao, Senior Assistant, Office of the Deputy Director, Tribal Welfare, ITDA, Seethampeta, Srikakulam District should be prosecuted in a Court of Law for the above said offences.

7. Now, therefore, in exercise of the powers, conferred by clause (b) of sub section (1) of section 19 of the Prevention of Corruption Act, 1988, (Act 49 of 1988) the Government of Andhra Pradesh, hereby accord sanction for prosecution of the aforesaid Sri Balivada Venkata Haragopala Rao, S/o late Rajagopala Rao, Senior Assistant, Office of the Deputy Director, Tribal Welfare, ITDA, Seethampeta, Srikakulam District for the above said offences punishable under section 7 and sub section (2) of section 13 read with clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act-1988 (Act-49 of 1988) and for any other cognate offences punishable under any other provision of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

**(SOLOMON AROKIA RAJ)**  
**SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)**

To  
The Director General,  
Anti-Corruption Bureau,  
Andhra Pradesh, Hyderabad.